

## AGENDA

Board of Supervisors Chambers  
1055 Monterey Street  
San Luis Obispo, CA



## BOARD OF SUPERVISORS

Frank R. Mecham, 1<sup>st</sup> District  
Bruce Gibson, 2<sup>nd</sup> District  
Adam Hill, Vice-Chairperson 3<sup>rd</sup> District  
Lynn Compton, Chairperson, 4<sup>th</sup> District  
Debbie Arnold, 5<sup>th</sup> District

Dan Buckshi, County Administrator

Tuesday, September 27, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

HEARINGS CONTINUED

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: [www.slocounty.ca.gov](http://www.slocounty.ca.gov). Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

### CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Request to approve the agreement with Access Support Network in the amount of \$55,000 for preventive health grant funds from Fund Center 106 – Contributions to Other Agencies. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

2. Report of the Annual Fiscal and Compliance Review of establishments subject to the County Transient Occupancy Tax Ordinance for calendar year 2015. All Districts.
3. Submittal of the Health Agency's Mental Health Services Act Performance Audit report and Health Agency response. All Districts.
4. Submittal of the Internal Audit division's Quality Assurance and Improvement Program Self-Assessment Report and Request for approval of the Internal Audit Charter. All Districts.

Consent Agenda - Board of Supervisors Items:

5. Request to approve an agreement with the Grover Beach Police Department allocating \$2,000 from District Three Community Project Funds – Fund Center #106 to be used for expenses associated with the Grover Beach Police Department Volunteer Unit. District 3.

Consent Agenda - Central Services Items:

6. Request to approve a Building Space Lease between the State of California and the County of San Luis Obispo to allow the County Fire Department to continue providing emergency response training at the Camp San Luis Obispo First Responders Drill Grounds, for an additional five (5) year term. District 2.
7. Request to approve a Second Amendment to Lease between the County of San Luis Obispo and Woods Humane Society, Inc. at 875 Oklahoma Avenue in San Luis Obispo. All Districts.

Consent Agenda - Clerk-Recorder Items:

8. Submittal of a resolution proclaiming September 27, 2016, as "National Voter Registration Day." All Districts.

Consent Agenda - Health Agency Items:

9. Request to approve a FY 2016-17 renewal contract, with an option to renew for two additional years, with Bryan's House in an amount not to exceed \$407,280 to provide substance use disorder perinatal residential treatment services for pregnant and parenting women. All Districts.

Consent Agenda - Public Works Items:

10. Request to approve Amendment No. 9 to a cooperative funding agreement with San Luis Obispo Council of Governments, in the amount of \$437,094; authorize a budget adjustment to increase the appropriation and associated funding for various projects for a total budget adjustment of \$436,894 from Fund Center 230 – Capital Projects; and authorize a budget adjustment, in the amount of \$437,094 from Fund Center 245 – Roads to increase the appropriation and associated funding for various projects. All Districts.
11. Submittal of bid opening report rejecting all bids for the Meridian Fire Station Apparatus Bay Expansion project, located at 4050 Branch Road, Paso Robles. District 1.
12. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of the Eton Road Improvements Project, Cambria. District 2.
13. Request approval of Parcel Map CO 04-0156, a proposed subdivision resulting in 2 lots, by David C. and E. Lynn Hixon, which has been received and has satisfied all of the conditions of approval that were established at the public hearing on the tentative map, Templeton. District 5.
14. Submittal of a resolution to appoint Edward M. Reading to the Office of County Surveyor. All Districts.
15. Submittal of a resolution establishing changes to the Traffic Regulation Codes for: no parking zone – Avila Beach Drive and Laurel Street in Avila Beach, E Street in Cayucos, and Oakglen Avenue in Nipomo; no parking and tow away zone – Old County Road in Templeton and Vista Del Rio in Nipomo; no overnight parking and tow away zone – Bennett Way in Templeton; limited parking zone – Crocker Street in Templeton; disabled parking zone – Second Street in Los Osos; and angled parking zone – Thirteenth Street in San Miguel. Districts 1, 2, 3, and 4.
16. Submittal of a resolution for the acceptance of Leonard Place, a segment of Richard Avenue, and a segment of Ellis Avenue into the County maintained road system, in the community of Cambria. District 2.

Public Comment Period:

17. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Hearings:

18. Continued hearing to consider an appeal by Michael Peachey for a waiver of the appeal fee and construction permit processing fees for various permits associated with the construction of six 700 square foot single family rental units located at 164 South Mallagh Street in the community of Nipomo. This item was continued from the August 23, 2016 meeting. District 4.
19. Continued hearing to consider an appeal by Janneck Limited (Laetitia) and RRM Design Group of the Planning Commission's denial of a request for a Vesting Tentative Tract Map and Conditional Use Permit to allow an agricultural cluster subdivision of twenty-one parcels (totaling 1,910 acres) into one hundred and two (102) residential lots and four (4) open space lots, located approximately two miles south of the City of Arroyo Grande and two miles north of the community of Nipomo, on both the eastern and western sides of Highway 101; staff recommends that the Board take no action on Final EIR ED04-233 because CEQA does not apply to projects that are denied. This item was continued from the August 23, 2016 meeting. District 4.

Closed Session Items:

20. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) PG&E's 2017 General Rate Case A: 15-09-001; (4) Application Filed by PG&E for Retirement of Diablo Canyon Power Plant A: 16-08-006; (5) Bay Area/Diablo Petroleum Co. dba Golden Gate Petroleum v. San Luis Obispo County, et al;

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (6) San Luis Obispo Government Attorney's Union (SLOGAU); (7) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (8) Deputy County Counsel's Association (DCCA); (9) Sheriffs' Management; (10) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (11) Deputy Sheriff's Association (DSA); (12) District Attorney Investigators' Association (DAIA); (13) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (14) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (15) Unrepresented Management and Confidential Employees; and (16) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code section 54956.8.) It is the intention of the Board to meet in closed session to confer with its real property negotiator concerning the following: (17) Property Description: San Luis Obispo Botanical Garden, 3450 Dairy Creek Road; Party with Whom Negotiating: Dallas Mosier; Instructions to County Negotiator Nick Franco: Lease Terms and Conditions.

**RECESS**

**1:30 REPORT ON CLOSED SESSION**

**HEARINGS CONTINUED**